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CHARLESTON, WV 25327

JOHN A. MYERS  
DIRECTOR

PHONE: 304.558.0500  
[wvlottery.com](http://wvlottery.com)

May 7, 2019

*Via Email Only*

Brad McElhinny  
West Virginia MetroNews  
1111 Virginia Street East  
Charleston, WV 25311

Re: FOIA Request

Dear Mr. McElhinny:

This letter is in response to your Freedom of Information Act (FOIA) request received by Director John Myers via e-mail on Friday, May 3, 2019. You requested an opportunity to inspect or obtain copies of public records of any federal subpoena West Virginia Lottery has received since January 1, 2019, to include copies of any public documents that were provided under the subpoena or subpoenas.

Please be advised that the West Virginia Lottery has not received any federal subpoena(s) since January 1, 2019. As such, the Lottery has no records responsive to your FOIA request.

This completes the West Virginia Lottery's response to your May 3, 2019 FOIA request. Please be advised that the West Virginia Lottery hereby expressly reserves its right to assert any and all exemptions outlined in the West Virginia Freedom of Information Act, as set forth in West Virginia Code §29B-1-4, the deliberative process privilege, and the common law with respect to this and any future FOIA requests. You are further advised that the Freedom of Information Act affords you the opportunity to seek injunctive or declaratory relief in the Circuit Court of Kanawha County, West Virginia.

Very Truly Yours,

A handwritten signature in blue ink, appearing to read "Tracy L. Webb".

Tracy L. Webb  
General Counsel

TLW/kl